

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2005-091640

08/18/2011

COMMISSIONER JAIME HOLGUIN

CLERK OF THE COURT
P. Odell
Deputy

IN RE THE MATTER OF
STEPHEN MICHAEL BARTON

STEPHEN MICHAEL BARTON
29639 N BALMORAL PL
QUEEN CREEK AZ 85243

AND

HEATHER LINES

HEATHER LINES
8915 E GUADALUPE #2020
MESA AZ 85212

ORDER OF PROTECTION DISMISSED

Courtroom 305-SEA

Prior to the commencement of today's proceedings, Stephen Barton and Heather Lines are sworn.

1:37 p.m. This is the time set for hearing regarding the Order of Protection issued August 8, 2011, on behalf of Stephen Barton and against Heather Lines. Plaintiff, Stephen Barton (hereinafter referred to as "Plaintiff"), is present on his own behalf. Defendant, Heather Lines (hereinafter referred to as "Defendant"), is present on her own behalf.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

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The Court informs the Defendant that the Order of Protection in place does not prohibit her from possessing firearms; however, after hearing, if the Court determines that the Order of Protection should be affirmed or amended, the Brady Law will apply and the Defendant will be prohibited from possessing or purchasing firearms or ammunition until the Order expires one year after the service of the original Order.

The Defendant states that she understands and would like to proceed with the hearing.

The parties are instructed as to courtroom protocol.

Plaintiff, having previously been sworn, now testifies.

Defendant, having previously been sworn, now testifies.

Plaintiff's Exhibits 1, 2 and 3 are marked for identification and the Court takes judicial notice of the parties' parenting plan.

Plaintiff's Exhibit 1 is received in evidence.

Plaintiff's Exhibit 2 is received in evidence.

Plaintiff's Exhibit 3 is received in evidence.

THE COURT FINDS the Plaintiff has sustained his burden of proof and there is sufficient evidence to believe the Defendant has committed an act of domestic violence within the past year or may commit an act of domestic violence; therefore, the Court will proceed with the Defendant's case.

Defendant's Exhibits 4 and 5 are marked for identification.

Defendant's Exhibit 4 is offered in evidence.

Defendant's Exhibit 5 is offered in evidence.

Defendant testifies further.

Based upon the matters presented herein,

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THE COURT FINDS that Plaintiff has failed to demonstrate by a preponderance of the evidence that the Defendant committed acts of domestic violence or may commit acts of domestic violence.

IT IS ORDERED dismissing the Order of Protection issued on August 8, 2011.

ISSUED: Hearing Order

LET THE RECORD REFLECT the Defendant receives a copy of the aforementioned document in open Court; Plaintiff exits the courtroom prior to receiving a copy.

2:12 p.m. Matter concludes.

FILED: Hearing Order, Exhibit Worksheet

The Order of Protection is quashed electronically this date by the above-named deputy clerk. Confirmation #46337.

PLEASE NOTE: This Court utilizes a digital audio recording system to preserve the official record of proceedings. Persons requesting copies of recorded proceedings do not have to provide blank CDs. All CDs will be provided by the Court, regardless of when the copies are made. A fee of \$20.00 will apply to all copies requested, either on the day of the hearing or for hearings recorded on an earlier date. Counsel or litigants must complete the appropriate request form which may be obtained from the Self-Service Center or from Court staff and present the completed form to the Self-Service Center. All fees must be handled through the Self-Service Center. Upon payment of the appropriate fees through the Self-Service Center, a receipt will be issued which shall then be presented to Court staff for preparation of the CD.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.